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PATENT

IDS-Transmittal
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In re application of: David L. Brown, M.D.
Serial No.: 09/246,603
Filed: February 8, 1999
For: SYSTEM FOR LOCATING INFLAMED
PLAQUE IN A VESSEL
Examiner: *B. Casler*
Not Assigned
Attorney Docket: 11193.1.1

Art Unit
3737

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D. C. 20231

RECEIVED
MAY 06 1999
Group 3700

The Information Disclosure Statement submitted herewith is being filed within three months of the filing of the above-captioned application, or date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits whichever occurs last. 37 CFR 1.97(b).

The Commissioner is hereby authorized to charge payment of any necessary fees associated with this communication or credit any overpayment to Deposit Account No. 14-1519. A duplicate of this request is enclosed.

Respectfully submitted this 28TH day of April, 1999.

[Signature]
STEVEN G. ROEDER
Attorney for Applicant
Registration No. 37,227

Transmitted: Information Disclosure Statement; References; and PTO Form 1449

PATENT

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The following sections are being submitted for this Information Disclosure Statement:

1. X Preliminary Statements
2. X FORM PTO - 1449 (Modified)
3. Identification of Prior Application In Which Listed Information Was Already Cited and For Which No Copies are Submitted Or Need be Submitted.
4. X Copies of Listed Information Items Accompanying This Statement.
5. Concise Explanation of Non-English Language Listed Information Items.
6. Translation(s) of Non-English Language Documents.
7. Certification Under 37 C.F.R. §1.97.(e).
8. Fee as required under 37 C.F.R §1.17(p).
9. Petition requesting consideration of Statement and Petition Fee as set forth in 37 C.F.R. §1.17(i)(1).
10. X Identification of Person(s) Making This Information Disclosure Statement.

Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 3. Identification Of Prior Application In Which Listed Information Was Already Cited and For Which No Copies Are Submitted Or Need Be Submitted.

This application relies, under 35 U.S.C. 120, on the earlier filing date of prior application Serial No. 08/774,022 filed on December 27, 1996. The following references were submitted to and/or cited by the Office in this prior application and, therefore, are not required to be provided in this application.

<u>Patent No.</u>	<u>Issue Date</u>	<u>Name</u>	<u>Country</u>
Re. 32,204	07/15/86	Halvorsen	USA
3,273,395	09/20/66	Schwarz	USA
3,913,568	10/21/75	Carpenter	USA
4,005,605	02/01/77	Michael	USA
4,602,642	07/29/86	O'Hara et al.	USA
4,699,147	10/13/87	Chilson et al.	USA
4,777,955	10/18/88	Brayton et al.	USA
4,784,149	11/15/88	Berman et al.	USA
4,790,324	12/13/88	O'Hara et al.	USA
4,797,840	01/10/89	Fraden	USA
4,862,887	09/05/89	Weber et al.	USA
5,217,456	06/08/93	Narciso, Jr.	USA
5,237,996	08/24/93	Waldman et al.	USA
5,293,872	03/15/94	Alfano et al.	USA
5,400,788	03/28/95	Dias et al.	USA
5,623,940	04/29/97	Daikuzono	USA

5,733,739 03/31/98 Zakin et al. USA

WO 89/11311 11/30/89 Kasevich et al. PCT

WO 94/15529 07/21/94 Konings PCT

WO 95/02362 01/26/95 Milo et al. PCT

WO 97/10748 03/27/97 Casscells PCT

Buja et al., *Role of Inflammation in Coronary Plaque Disruption*, pp. 503-505, *Circulation*, Vol 89, No. 1, January 1994.

van der Wal et al., *Site of Intimal Rupture or Erosion of Thrombosed Coronary Atherosclerotic Plaques Is Characterized by an Inflammatory Process Irrespective of the Dominant Plaque Morphology*, pp. 36-44, *Circulation*, Vol 89, No 1, January 1994.

Muller et al., *Triggers, Acute Risk Factors and Vulnerable Plaques: The Lexicon of a New Frontier*, pp. 809-813, *JACC*, Vol. 23, No. 3, March 1, 1994.

Falk et al., *Coronary Plaque Disruption*, pp. 657-671, *Circulation*, Vol 92, No. 3, August 1, 1995.

Casscells et al., *Thermal detection of cellular infiltrates in living atherosclerotic plaques: possible implications for plaque rupture and thrombosis*, pp. 1447-1449 and 1422, *The Lancet*, Vol 347, May 25,

Section 4. Copies of Listed Information Items Accompanying This Statement.

Legible copies of all items listed below accompany this information statement.

<u>Patent No.</u>	<u>Date</u>	<u>Name</u>	<u>Country</u>
4,752,141	06/21/88	Sun et al.	USA
5,546,948	08/20/96	Hamm et al.	USA
5,657,760	08/19/97	Ying et al.	USA

Section 10. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT

The person making this statement is

(a) _____ the inventor(s) who signs below

SIGNATURE OF INVENTOR

Name of Inventor

(b) X the attorney who signs below on the basis of:

 X the information supplied by the inventor(s)

_____ an individual associated with the filing and prosecution of this application (37 CFR 1.56(c))

 X the information in the attorney's file



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Attorney Docket:	11193.1.1)

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

I hereby certify that this Information Disclosure Statement (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D. C. 20231, with sufficient postage as first class mail pursuant to 37 CFR 1.8(a) on this 28TH day of April, 1999.

STEVEN G. ROEDER
Attorney for Applicant
Registration No. 37,227

Docket: 11193.1.1